

REMARKS

The present amendment addresses all of the issues raised by the examiner in the final office action on the merits of May 5, 2005 and amends the relevant pending claims to reduce the issues for appeal without introducing new issues or new matter into the application. Claims 1-8, 33, 35-36, 133-139, 159, 161 and 180, 184, and 186 remain in the application. No new matter has been added and the pending claims are believed to be in condition for allowance.

ALLOWED CLAIMS

The examiner is thanked for the indication that claims 1-6 and 133-136 are currently allowable. These claims remain in the application.

REJECTED CLAIMS, OBJECTIONS TO THE SPECIFICATION AND DRAWINGS AND PRIORITY CLAIMS

The remaining independent claims have been amended to delete the reference to the "modification of the character attribute" that the examiner believes is unsupported. The examiner notes that the only moveable wheel in the specification is for movement counting. Each of the independent claims has been amended to limit the claims to defining the counting rotating element with rotating indicia that combines with the character indicia to determine range or movement of the game piece. As the examiner notes that each time the game piece is moved the wheel turns which allows for counting of the movement, while the character indicia indicates what the range or movement value is. These claim elements have been moved from the depended claims into the independent claims.

The undersigned believes the rejected claims are allowable for all the reasons already of record as well as for the reasons set forth by the Board of Appeals in the grand parent application. In short, there is nothing that teaches the relationship between the rotating element indicia and the character indicia for determining movement or range. The claims are not merely adding a wheel to a game piece. The relationship between the wheel (or sphere or the like) indicia and the game piece indicia is significant.

Even if the examiner disagrees with the allowability of the current claims, entry of this amendment will greatly reduce the issues to be pursued in the appeal and entry is

respectfully requested. As stated above the undersigned strongly believes that no new issues or new matter are presented herein.

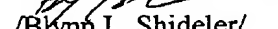
It is respectfully submitted that the application is in condition for allowance. A favorable action is respectfully requested.

Respectfully Submitted;

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